IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO.1247 OF 2005

Pandurang Parshuram Gaikar Plaintiff

versus

Ramchandra Parshuram Gaikar
and others Defendants

Mr.S.B.Prabhavalkar for plaintiff.

Ms.K.T.Lola i/by Narayanan & Narayanan for defendant no.1.

CORAM : S.C.DHARMADHIKARI, J.

DATE : 3rd May 2006

PC :

1. This is a Chamber Summons for amendment to the plaint.

2. In the affidavit in support it is pointed out that a copy of the document which is annexed to the plaint is a Lease Deed and there is some discrepancy in the year in which the same was executed, and, therefore, it is necessary to clarify the position with regard to the lease and the rights of the parties flowing therefrom.

Then there are amendments to place on record some subsequent events. There were some interlocutory proceedings and certain events transpired during pendency thereof and they have to be placed on record for complete and effective adjudication of the controversy.

3. None have filed any affidavit to oppose this Chamber Summons. Learned advocate appearing for defendant no.1 states that she has instructions to submit to the orders of the Court.

4. Chamber Summons is duly served on the defendants. Shri Prabhavalkar has invited my attention to the affidavit proving service.

5. Chamber Summons, is, therefore, made absolute in terms of prayer clause (a). Amendment to be carried out on or before 9th June 2006. Copy of the amended plaint to be served on the defendants within four weeks thereafter. The Written Statement/Additional Written Statement to be filed within a period of eight weeks from the date of receipt of amended plaint.

(S.C.DHARMADHIKARI, J.)